

Public Notice of Application for Permit

Regulatory Branch
Post Office Box 3755
Seattle, Washington 98124-3755
Telephone (206) 764-3495

ATTN: Jessica Winkler, Project Manager

Public Notice Date: April 19, 2005 Expiration Date: May 19, 2005

Reference: 200000825

Name: Bridgehaven Community Club

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Interested parties are hereby notified that an application has been received for a Department of the Army permit in accordance with Section 10 of the Rivers and Harbors Act of 1899, and Section 404 of the Clean Water Act for certain work described below and shown on the enclosed drawings.

APPLICANT: Bridgehaven Community Club Association

351 North Beach Drive

Port Ludlow, Washington 98365

ATTN: Dan Jones

Telephone: (360) 437-0494

AGENT:

Marine Surveys & Assessments

521 Snagstead Way

Port Townsend, Washington 98368

ATTN: Amy Leitman

Telephone: (360) 385-4073

LOCATION: In Hood Canal at Port Ludlow, Washington.

WORK: Dredge up to 7,000 cubic yard (cy) of accumulated sand from the entrance channel and berthing areas of the Bridgehaven Community Club marina. Up to 2,000 cy of dredged material would be placed as beach nourishment at the south end of Bridgehaven Spit. The remaining material, at least 5,000 cy, would be placed in the Puget Sound Dredged Disposal Analysis site in Port Townsend. A second maintenance dredge of the same quantities and description is proposed for 5 years following the initial dredge event.

Individual permits issued by this office are normally valid for 3 years from the date of issuance. The work proposed by the Bridgehaven Community Club in this Public Notice covers a period of more than 3 years. Pursuant to the requirements of 33 CFR 325.6(c), the District Engineer hereby establishes the duration of a permit for this work, if one were issued, to be 6 years from the date of issuance.

PURPOSE: Maintain navigational access to marina.

PUGET SOUND DREDGED DISPOSAL ANALYSIS (PSDDA): Dredged Material Testing: The proposed dredged material has been tested according to the procedures specified in PSDDA, a multi-agency program for the evaluation of dredged material proposed for disposal at open-water sites in Puget Sound. The PSDDA evaluations may include both chemical and biological testing of sediments. For this project, the PSDDA agencies determined that all 7,000 cubic yards were suitable for unconfined disposal at the PSDDA dispersive

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open-water disposal site in Port Townsend or for beneficial use. The sediment testing data are available at the U.S. Army Corps of Engineers (Corps), Seattle District, Dredged Material Management Office (DMMO).

<u>Disposal Site Use Conditions</u>: The following standard site use conditions will be specified by the Corps and the Washington Department of Natural Resources as part of the Federal/State permitting processes: (1) during the periods of tribal fishing in the disposal site area, disposal will only occur during daylight hours; and (2) during the daylight hours, "navigation rules of the road" will apply to the dredger in the event Tribal fishing is occurring at the disposal site. The dredger's permit will state that disposal is to occur when there is no Tribal fishing occurring at the disposal site. Other appropriate special conditions may be added as a result of comments received during the public review period for this public notice.

<u>ADDITIONAL INFORMATION</u>: The DMMO has not reviewed or approved the material for the maintenance dredging proposed in 5 years. Additional coordination with DMMO would be required prior to the initiation of any dredging beyond the initial 7,000 cy.

ENDANGERED SPECIES: The Endangered Species Act (ESA) requires federal agencies to consult with the National Marine Fisheries Service (NMFS) and/or U.S. Fish and Wildlife Service (USFWS) pursuant to Section 7 of ESA on all actions that may affect a species listed (or proposed for listing) under the ESA as threatened or endangered or any designated critical habitat. The Coastal/Puget Sound bull trout (Salvelinus confluentus), threatened, Puget Sound Chinook (Oncorhynchus tshawytscha), threatened, Hood Canal summer chum (Oncorhynchus keta), threatened, Bald eagle (Haliaeetus leucocephalus) threatened, and Marbled murrelet (Brachyramphus marmoratus), threatened in the state of Washington, occur in the proposed project area. For bull trout, Chinook, chum, and murrelet critical habitat has been proposed or designated. After receipt of comments from this public notice, the U.S. Army Corps of Engineers will evaluate the potential impacts to the bull trout, Chinook, chum, bald eagle and marbled murrelet.

ESSENTIAL FISH HABITAT: The Magnuson-Stevens Fishery Conservation and Management Act, as amended by the Sustainable Fisheries Act of 1996, requires all Federal agencies to consult with the NMFS on all actions, or proposed actions, permitted, funded, or undertaken by the agency, that may adversely affect Essential Fish Habitat (EFH). The proposed action would impact EFH for Pacific salmon, Groundfish, and Coastal Pelagic Species in the project area.

If the U.S. Army Corps of Engineers (Corps) determines that the proposed action may adversely affect EFH for federally managed fisheries in Washington waters, the Corps will initiate EFH consultation with the NMFS. The Corps' final determination relative to project impacts and the need for mitigation measures is subject to review by and coordination with the NMFS.

CULTURAL RESOURCES: The District Engineer has reviewed the latest published version of the National Register of Historic Places, lists of properties determined eligible and other sources of information. There are no recorded historic properties within the permit area. The permit area has been so extensively modified by modern development that little likelihood exists for the proposed project to impinge upon an undisturbed historic property. The District Engineer invites responses to this public notice from Native American Nations or tribal governments; Federal, State, and local agencies; historical and archeological societies; and other parties likely to have knowledge of or concerns with historic properties in the area. This public notice initiates consultation under Section 106 of the National Historic Preservation Act (36 CFR 800.4[a][3]), with any Tribe that has information or concerns with historic properties in the proposed permit area.

<u>EVALUATION</u>: The decision whether to issue a permit will be based on an evaluation of the probable impacts, including cumulative impacts, of the proposed activity on the public interest. That decision will reflect the national concern for both protection and utilization of important resources. The benefits, which reasonably may be expected to accrue from the proposal, must be balanced against its reasonably foreseeable

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detriments. All factors which may be relevant to the proposal will be considered, including the cumulative effects thereof; among those are conservation, economics, aesthetics, general environmental concerns, wetlands, historic properties, fish and wildlife values, flood hazards, floodplain values, land use, navigation, shoreline erosion and accretion, recreation, water supply and conservation, water quality, energy needs, safety, food and fiber production, mineral needs, considerations of property ownership, and, in general, the needs and welfare of the people.

The U.S. Army Corps of Engineers is soliciting comments from the public; Native American Nations or tribal governments; Federal, State, and local agencies and officials; and other interested parties in order to consider and evaluate the impacts of this activity. Any comments received will be considered by the Corps to determine whether to issue, modify, condition or deny a permit for the work. To make this decision, comments are used to assess impacts on endangered species, historic properties, water quality, general environmental effects, and the other public interest factors listed above. Comments are used in the preparation of an Environmental Assessment and/or an Environmental Impact Statement pursuant to the National Environmental Policy Act. Comments are also used to determine the need for a public hearing and to determine the overall public interest of the activity.

The proposed discharge will be evaluated for compliance with guidelines promulgated by the Environmental Protection Agency under authority of Section 404(b)(1) of the Clean Water Act. These guidelines require an alternatives analysis for any proposed discharge of dredged or fill material into waters of the United States.

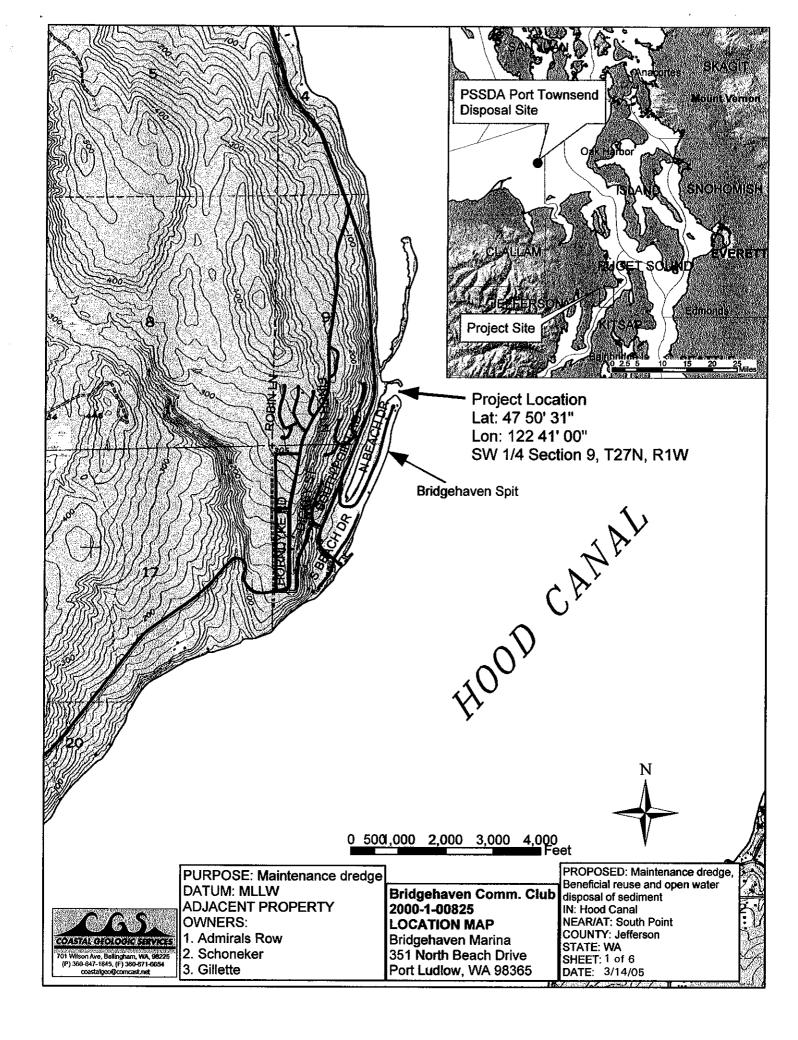
<u>ADDITIONAL EVALUATION</u>: The State of Washington is reviewing this work for consistency with the approved Washington Coastal Zone Management Program and for compliance with the applicable State and Federal water quality standards pursuant to Section 401 of the Clean Water Act.

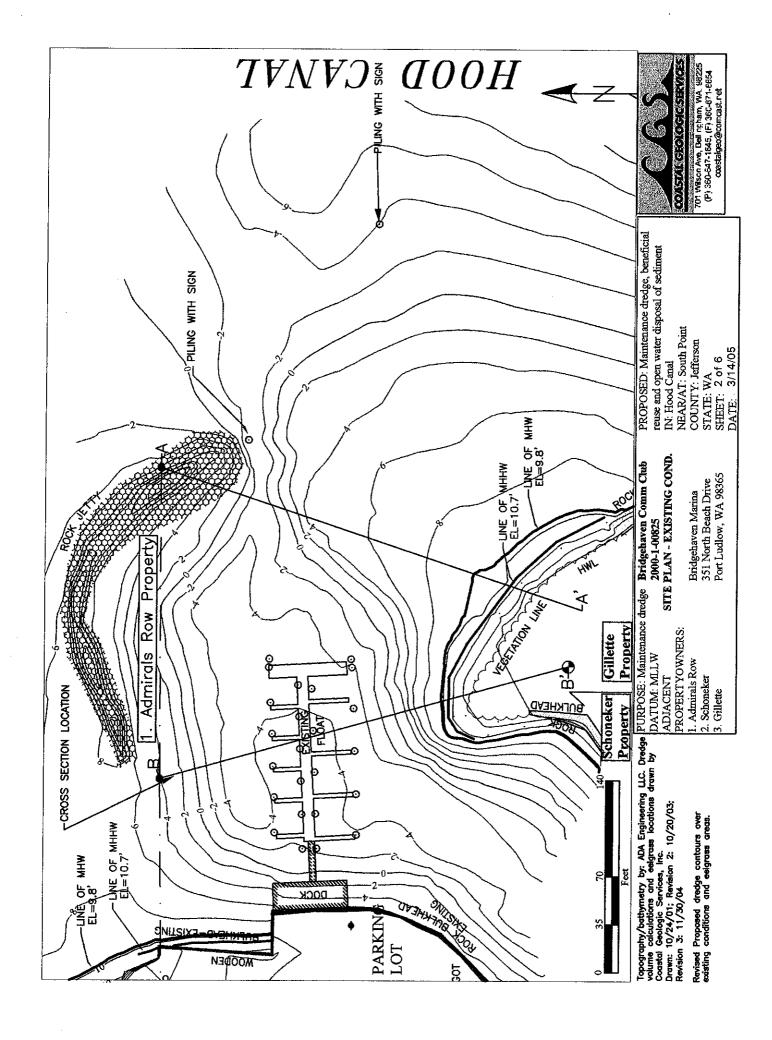
This proposal is the subject of Shorelines Substantial Development Permit No. SDP04-00004, which has been issued by Jefferson County.

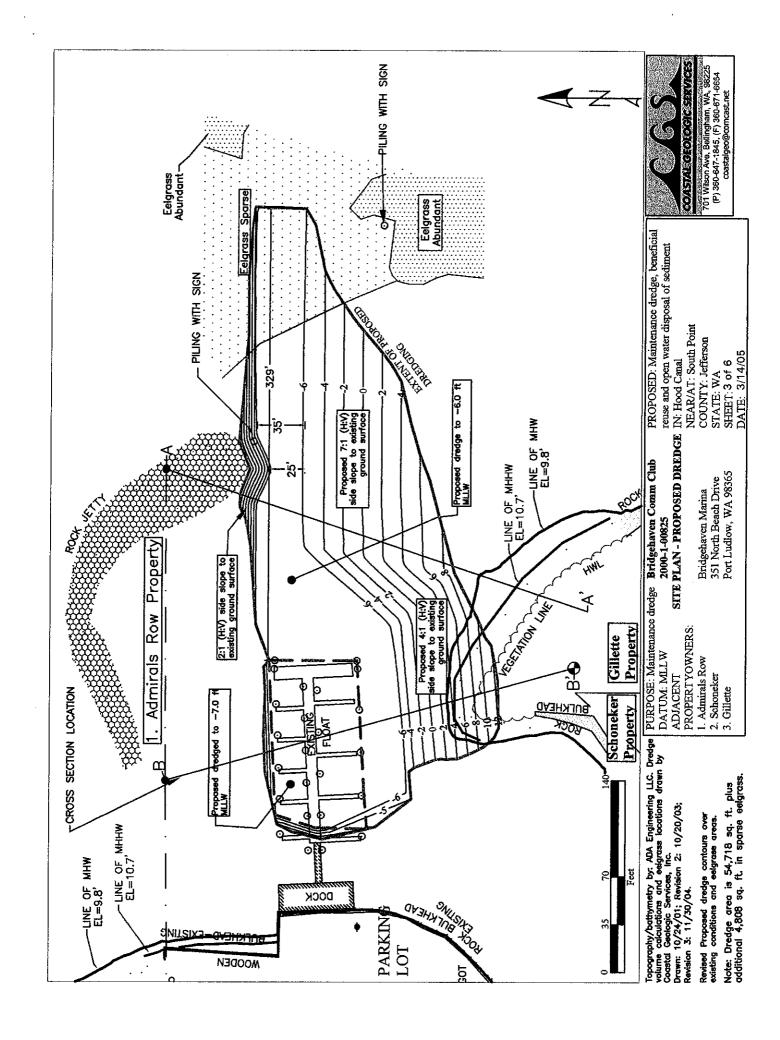
COMMENT AND REVIEW PERIOD: Conventional mail or e-mail comments on this public notice will be accepted and made part of the record and will be considered in determining whether it would be in the public interest to authorize this proposal. In order to be accepted, e-mail comments must originate from the author's e-mail account and must include on the subject line of the e-mail message the permit applicant's name and reference number as shown below. All e-mail comments should be sent to Jessica.G.Winkler@usace.army.mil. Conventional mail comments should be sent U.S. Army Corps of Engineers, Regulatory Branch, Post Office Box 3755, Seattle, Washington, 98124-3755. Both conventional mail or e-mail comments must include the permit applicant's name and reference number, as shown below, and the commentor's name, address, and phone number. All comments whether conventional mail or e-mail must reach this office, no later than the expiration date of this public notice to ensure consideration. Please include the following name and reference number:

Bridgehaven Community Club, 200000825

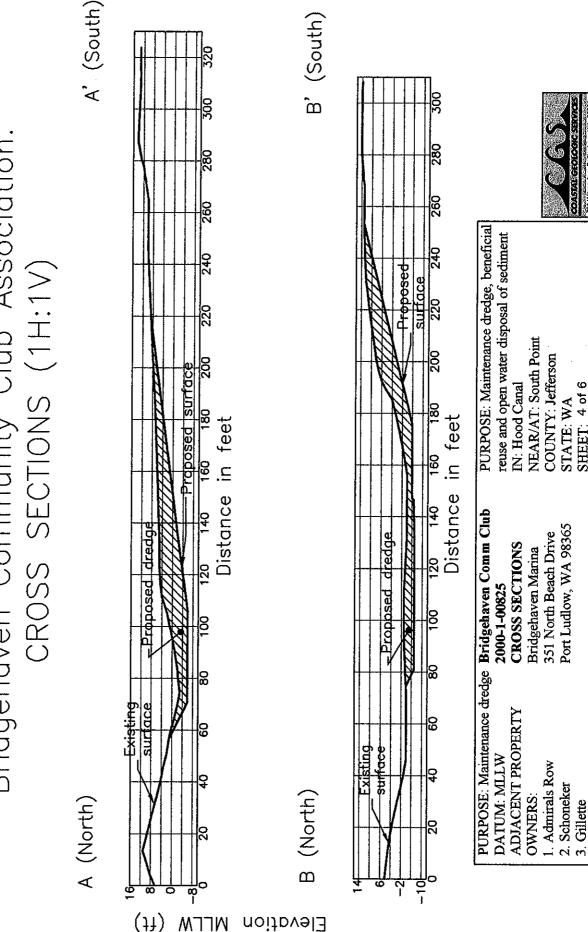
Encl Drawings (6)







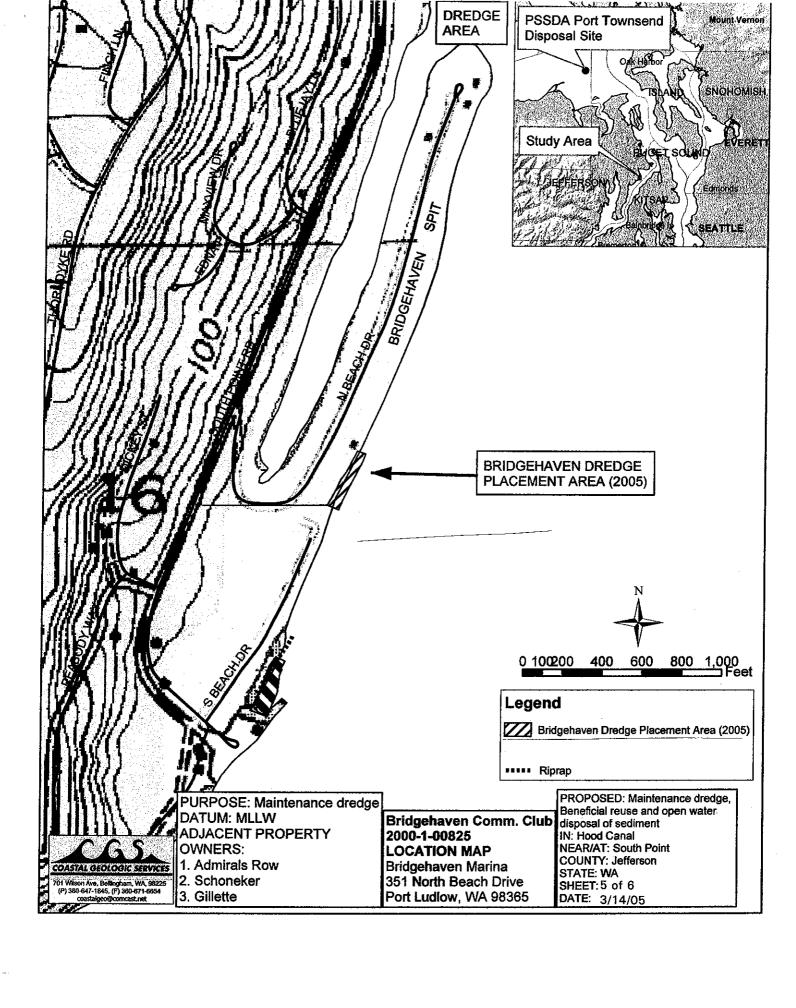
Bridgehaven Community Club Association.



3/14/05

DATE:

SHEET: 4 of 6



Disposal, Zone

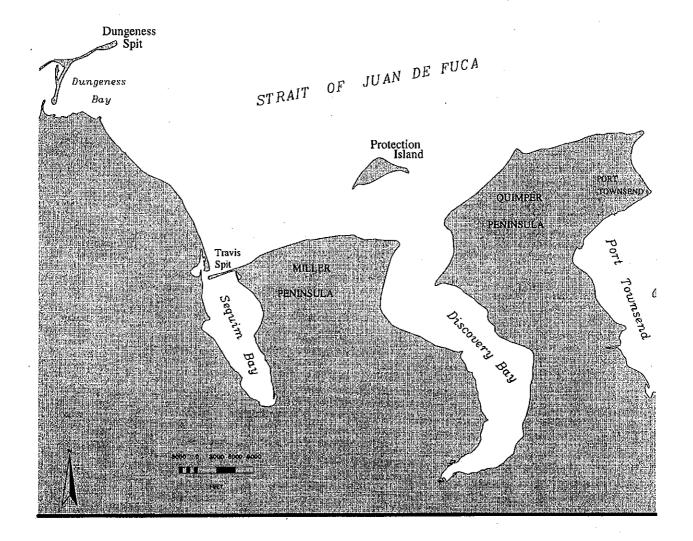
Port Townsend Disposal Site

TYPE: Dispersive

AREA: 884 Acres DEPTH: 361 ft. SITE DIMENSIONS: 7000 ft. by 7000 ft. circular

DISPOSAL ZONE: 3000 ft. Diameter TARGET AREA: none BARGE POSITIONING METHOD: VTS

NAD27 LOCATION: Lat 48ø 13.62' Long 122ø 58.95' NAD83 LOCATION: Lat 48ø 13.61' Long 122ø 59.03'



PURPOSE: Maintenance dredge

DATUM: MLLW

ADJACENT PROPERTY

OWNERS:

- 1. Admirals Row
- 2. Schoneker
- 3. Gillette

Bridgehaven Comm. Club 2000-1-00825 **LOCATION MAP**

Bridgehaven Marina 351 North Beach Drive Port Ludlow, WA 98365

PROPOSED: Maintenance dredge, Beneficial reuse and open water disposal of sediment

IN: Hood Canal NEAR/AT: South Point COUNTY: Jefferson

STATE: WA SHEET:6 of 6 DATE: 3/14/05



DEPARTMENT OF ECOLOGY

P.O. Box 47600 • Olympia, Washington 98504-7600 (360) 407-6000 • TDD Only (Hearing Impaired) (360) 407-6006

STATE OF WASHINGTON

STATE OF WASHINGTON DEPARTMENT OF ECOLOGY

Notice of Application for
Water Quality Certification
and for
Certification of Consistency with the
Washington Coastal Zone Management Program

Date: April 19, 2005

Notice is herby given that a request has been filed with the Department of Ecology, pursuant to the requirements of Section 401 of the federal Clean Water Act of 1977 (PL 95-217), to certify that the project described in the U.S. Army Corps of Engineers Public Notice No. 200000825 will comply with the Sections 301, 302, 303, 306, and 307 of the Act, and with applicable provisions of State and Federal water pollution control laws.

Notice is herby given that a request has been filed with the Department of Ecology, pursuant to the requirements of Section 307© of the Federal Coastal Zone Management Act of 1972 (16 U.S.C. 1451), to certify that the above referenced project will comply with the Washington State Coastal Zone Management Program and that the project will be conducted in a manner consistent with that program.

Any person desiring to present views on the project pertaining to the project on either or both (1) compliance with water pollution control laws or (2) the project's compliance or consistency with the Washington State Coastal Zone Management Program may do so by providing written comments within 30 days of the above publication date to:

Federal Permit Coordinator
Department of Ecology
SEA Program
Post Office Box 47600
Olympia, Washington 98504-7600